

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

BILL LIETZKE,

Plaintiff,

v.

BOBBY BRIGHT, *et. al*,

Defendants.

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2:07-cv-324-WHA-WC

**ORDER ON MOTION**

Upon referral of this case for action on all pretrial matters and for recommendation as may be appropriate (Doc. #6), the undersigned Magistrate Judge considers Plaintiff's Motion to Proceed In forma Pauperis (Doc. #2). The Court wishes Plaintiff to understand *fully* the limited nature of being allowed to proceed *in forma pauperis*. This status does permit Plaintiff to *commence* this lawsuit without *prepayment* of fees and court costs, but it does not permit Plaintiff to maintain the lawsuit without incurring any personal expenses.

Plaintiff should understand that he *may* incur expenses as a result of the prosecution of this case, and there is no provision for the court's payment of those expenses. For example, in the event of a trial, Plaintiff may compel the attendance of witnesses through subpoena *only* by tendering to each witness payment of a one-day witness fee of \$40, plus mileage. Additionally, court costs, in varying amounts, can be very substantial, and they are normally assessed against the losing party. This means that a plaintiff who loses a case may be charged with, and obligated to pay, *all* court costs, even though plaintiff is proceeding *in forma pauperis*.

Having advised Plaintiff of the possible expense of litigation, it is

**ORDERED** that the Motion to Proceed In Forma Pauperis (Doc. #2) is **GRANTED**.

It is further

**ORDERED** that the Clerk of Court is to serve all Defendants with process.

Done this 17th day of April, 2007.

s/ Wallace Capel, Jr.  
WALLACE CAPEL, JR.  
UNITED STATES MAGISTRATE JUDGE